

1AP7 Rec'd PCT/PTO 27 JUN 2006

S/N 10/549505

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	DIAKUR et al.	Examiner:	Unknown
Serial No.:	10/549505	Group Art Unit:	Unknown
Filed:	September 16, 2005	Docket No.:	12695.0019USWO
Title:	HETEROARYL PHOSPHONATES, COMPOSITIONS CONTAINING THEM AND METHODS OF TREATMENT OF VARIOUS DISORDERS USING THEM		

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 841295195 US

Date of Deposit: June 27, 2006

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Name: John Jenkins

COMMUNICATION REGARDING MISSING REQUIREMENTS

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In connection with the above-identified application, enclosed please find the originally signed Combined Declaration and Power of Attorney. Also enclosed is our check in the amount of \$65.00 to cover the Missing Requirements completion fee.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
(612)332.5300

By: 

Katherine M. Kowalchuk

Reg. No.: 36,848

23552

PATENT TRADEMARK OFFICE

07/05/2006 ATRANI 00000157 10549505

01 FC:2617

65.00 OP

Dated: June 27, 2006

KMK/ncb



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,505	James Diakur	12695.0019USWO ✓

INTERNATIONAL APPLICATION NO.	
PCT/CA04/00384	
I.A. FILING DATE	PRIORITY DATE
03/15/2004	03/17/2003

23552
 MERCHANT & GOULD PC
 P.O. BOX 2903
 MINNEAPOLIS, MN 55402-0903

GAS

CONFIRMATION NO. 7727

371 FORMALITIES LETTER



OC000000018618609

Miss Req 2 Mo: June 27, 2006

Miss Req 3/PTA: July 27, 2006

Miss Req STAT: October 27, 2006

Date Mailed: 04/27/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/16/2005
- Copy of the International Search Report filed on 09/16/2005
- Preliminary Amendments filed on 09/16/2005
- Oath or Declaration filed on 09/16/2005
- Request for Immediate Examination filed on 09/16/2005
- U.S. Basic National Fees filed on 09/16/2005
- Priority Documents filed on 09/16/2005
- Specification filed on 09/16/2005
- Claims filed on 09/16/2005
- Abstracts filed on 09/16/2005
- Drawings filed on 09/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,

must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,505	PCT/CA04/00384	12695.0019USWO

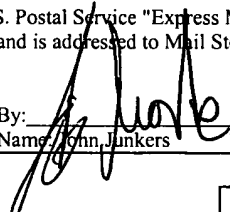
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	DIAKUR et al.	Examiner:	Unknown
Serial No.:	10/549505	Group Art Unit:	Unknown
Filed:	September 16, 2005	Docket:	12695.0019USWO
Confirmation No.:	7727	Notice of Allow. Date:	N/A
Due Date:	June 27, 2006		
Title:	HETEROARYL PHOSPHONATES, COMPOSITIONS CONTAINING THEM AND METHODS OF TREATMENT OF VARIOUS DISORDERS USING THEM		

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 841295195 US
Date of Deposit: June 27, 2006

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

By: 
Name: John Junkers

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552

PATENT TRADEMARK OFFICE

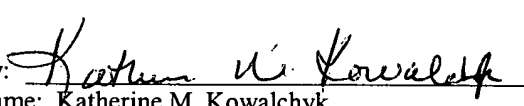
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notification of Missing Requirements Under 35 USC 371
- ☒ Small entity status has been previously established
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Supplemental Application Data Sheet, 5 pages
- ☒ Check(s) in the amount of \$65 for Submission of Missing Requirements
- ☒ Other: Communication regarding Submission of Missing Requirements
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

By: 
Name: Katherine M. Kowalchuk
Reg. No.: 36,848
KMK/ncb